



Atty. Dkt. No. 061300-0242

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

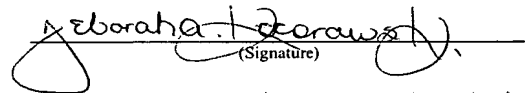
Applicant: O'Connell, et al
Title: ENVIRONMENTAL SHIELD
FOR A TRUCK MOUNTED
CONCRETE MIXER
Appl. No.: 09/954,677
Filing Date: 09/15/2001
Examiner: Cooley, Charles E.
Art Unit: 1723

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: **Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

EV 505574781 November 15, 2004
(Express Mail Label Number) (Date of Deposit)

Deborah A. Kocorowski
(Printed Name)


(Signature)

Mail Stop **AMENDMENT**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REPLY TRANSMITTAL

Sir:

Transmitted herewith is an Amendment and Reply in the above-identified application.

- [X] Amendment and Reply Under 37 CFR 1.111 (15 pages).
- [X] Substitute Specification No. 1 (9 pages).
- [X] Substitute Specification No. 2 (10 pages).
- [X] Replacement Sheets (4 sheets).
- [X] Annotated Sheets Showing Changes (4 sheets).

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	17	-	20	=	0	x	\$18.00	=	\$0.00
Independent Claims:	4	-	3	=	1	x	\$88.00	=	\$88.00
First presentation of any Multiple Dependent Claims:		+					\$300.00	=	\$0.00
CLAIMS FEE TOTAL									= \$88.00

☐ Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$430.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$980.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,530.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,080.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$88.00
<input type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:		\$88.00

☒ A check in the amount of \$88.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

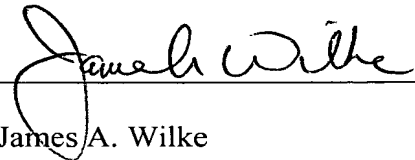
Respectfully submitted,

Date

11-15-04

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5776
Facsimile: (414) 297-4900

By

A handwritten signature in cursive script, appearing to read "James A. Wilke", written over a horizontal line.

James A. Wilke
Attorney for Applicant
Registration No. 34,279



11-16-04

1723#
Blw

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Deborah A. Kocorowski

(Printed Name)

Deborah A. Kocorowski
(Signature)

Mail Stop **AMENDMENT**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND REPLY UNDER 37 CFR 1.111

Sir:

This communication is responsive to the Non-Final Office Action dated August 19, 2004, concerning the above-referenced patent application.

Amendments to the Specification begin on page 2 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Amendments to the Drawings begin on page 10 of this document, and include an attached replacement drawing sheet and an annotated sheet showing changes.

Remarks/Arguments begin on page 11 of this document.

Please amend the application as follows:

11/18/2004 MHEKOWEN 00000022 09954677

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001.1729648